

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – PR & RD Department – Sri P. Nanda Kumar, I/c Superintending Engineer (PR), Nalgonda – Transferred and posted as I/c Superintending Engineer (RWS), Visakhapatnam – Disobeyed the orders of the Government – Disciplinary action initiated – Enquiry completed – Imposition of penalty of 1% (One percent) cut in pension for a period of two years against Sri P. Nanda Kumar, I/c Superintending Engineer now retired – Orders – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (ESTT.I.2) DEPARTMENT

G.O.Rt.No. 89

Dated:25-01-2010.

Read the following:

1. Govt. Memo No.78800/E.I-2/06-3, Dt.13.4.2007.
2. Written Statement of defence of Sri P. Nanda Kumar, i/c Superintending Engineer, Dt. 27.4.2007.
3. G.O.Rt.No.1210, PR&RD (E.I) Dept., Dt. 25.8.2007.
4. From the Chief Engineer(Admn.), O/o. Engineer-in-Chief (PR), Letter Vig.III(4) /5388/07, Dt. 6.6.08.
5. Govt. Memo No.78800/E.I-2/06-6, Dt. 8.9.08.
6. From Sri P. Nanda Kumar, I/c Superintending Engineer (Retired), Representation Dt. 3.11.08.
7. Govt.Memo No.78800/E.I2/2006-7, Dt. 16.1.2009.
8. Gazette Notification Part-VII Extraordinary No.41, Dt. 2.5.2009.
9. Govt. Lr.No.78800/E.I.2/2006-9, dt.13-11-2009.
10. From the Secretary, APPSC Lr.No.1416/RT-I/1/2009, dt. 21.12.2009.

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**ORDER:-**

In the Memo 1<sup>st</sup> read above, the following charges were framed against Sri P. Nanda Kumar, the then I/c Superintending Engineer (PR), Nalgonda and now retired, for disobeying the orders of the Government, with a direction to submit his written statement of defence:-

**Charge-1:**

That Sri P. Nanda Kumar, while working as Incharge Superintending Engineer, PR, Nalgonda was transferred and posted as In charge Superintending Engineer, RWS, Vizianagaram vide G.O.Rt.No.318, PR&RD (E.I.2) Dept., Dt. 11.8.2006. But he did not join in the transferred post and applied leave. The Govt. vide G.O.Rt.No.1556, PR&RD (E.I.2) Dept., Dt. 1.11.2006 posted him as In charge Superintending Engineer, RWS, Visakhapatnam, but he did not join in the new station and applied leave. Thus, he has willfully disobeyed the orders of the Government.

**Charge-2:**

That Sri P. Nanda Kumar, formerly In charge Superintending Engineer, PR, Nalgonda under orders of transfer as In charge Superintending Engineer, RWS, Visakhapatnam has left for USA without obtaining prior sanction of leave and permission from the competent authority.

2. In the representation 2<sup>nd</sup> read above, the Charged Officer Sri P. Nanda Kumar, I/c Superintending Engineer, PR has submitted his written statement of defence and after examining the same, in the G.O 3<sup>rd</sup> read above, Government have appointed the Chief Engineer (Admn.), O/o. Engineer-in-Chief (PR) as Enquiry Officer for conducting regular enquiry in this matter and Sri S.S.R. Anjaneyulu, the then I/c Superintending Engineer, O/o. Engineer-in-Chief (PR) was appointed as Presenting Officer to present the case before the Enquiry Officer on behalf of the disciplinary authority. In the letter 4<sup>th</sup> read above, the Enquiry Officer has submitted his enquiry report holding the charges framed against the Charged Officer as proved.

(p.t.o.)

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3. In the Memo 5<sup>th</sup> read above, a copy of the report of Enquiry officer was communicated to Sri P. Nanda Kumar, I/c Superintending Engineer (Retired) with a direction submit his representation if any on findings of the Enquiry Officer. In his representation 6<sup>th</sup> read above, Sri P. Nanda Kumar, I/c Superintending Engineer (Retired) has submitted his explanation.

4. Government after examination of the Inquiry Officer's Report and the representation of Sri P. Nanda Kumar, I/c Superintending Engineer (Retired), have issued a show cause notice to Sri P. Nanda Kumar, I/c Superintending Engineer (Retired), in the Memo 7<sup>th</sup> read above, as to why a penalty of 1% (One percent) cut in pension for a period of 2 (two) years should not be imposed on him in this matter. But the show cause notice has been returned by the postal Authority stating that the "person out of Station". Accordingly, in the Gazette Notification 8<sup>th</sup> read above, the show cause notice was published in the Andhra Pradesh Gazette, as per Rule 42(iii) of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991. No reply has been received from Sri P. Nanda Kumar, I/c Superintending Engineer, PR (Retd.) in response to the show cause notice.

5. After examining the entire matter, in the letter 9<sup>th</sup> read above, the Andhra Pradesh Public Service Commission was consulted for their concurrence on proposal of the Government to impose the penalty of 1% (One percent) cut in pension for a period of 2 (two) years on Sri P. Nanda Kumar, I/c Superintending Engineer (PR) (Retd.).

6. In the letter 10<sup>th</sup> read above, the Andhra Pradesh Public Service Commission has agreed with the proposal of the Government to impose the penalty of 1% (One percent) cut in pension for a period of 2 (two) years on Sri P. Nanda Kumar, I/c Superintending Engineer (PR) (Retd.).

7. Government after careful examination of the entire matter, have decided and accordingly, hereby impose the penalty of 1% (One percent) cut in pension for a period of 2 (two) years on Sri P. Nanda Kumar, I/c Superintending Engineer (PR) (Retd.) in this matter.

8. The Engineer-in-Chief, Panchayat Raj, Hyderabad shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C. SASTRY  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
Sri P. Nanda Kumar, I/c Superintending Engineer, PR (Retd.) through  
Engineer-in-Chief, Panchayat Raj, Hyderabad.  
The Engineer-in-Chief, Panchayat Raj, Hyderabad.  
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER